

REMARKS

An Office Action was mailed on January 16, 2007. Claims 1-38 are pending. Claims 1-38 are subject to a restriction/election requirement. The Examiner required restriction to one of the following inventions under 35 U.S.C. 121:

- Group I Claims 1-31, drawn to a method of treating a headache by administering an antipsychotic to a patient in need of headache relief.
- Group II Claims 32-38, drawn to a kit for treatment of headaches comprising an antipsychotic and inhalation delivery device.

Applicants hereby elect to prosecute the claims of Group II (claims 32-38) without traverse.


The Examiner has further required the election of a single disclosed species of antipsychotics, i.e. either phenothiazine antipsychotics or non-phenothiazine antipsychotics. Applicants elect the species of phenothiazine antipsychotics, which encompass claims 32, 37 and 38. This election is made without traverse.

If it would be helpful to obtain favorable consideration of this case, the Examiner is encouraged to call and discuss this case with the undersigned.

This constitutes a request for any needed extension of time and an authorization to charge all fees therefore to deposit account No. 19-5117 if not otherwise specifically requested. The undersigned hereby authorizes the charge of any fees created by the filing of this document or any deficiency of fees submitted herewith to be charged to deposit account No. 19-5117.

Respectfully submitted,

Date: 5/16/07


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